

# **EXHIBIT 8**

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

- - - - -  
RICHARD DEAN SMITH, :  
Plaintiff, :  
-against- : Civil Action File  
: No. 11-0438  
STERLING INFOSYSTEMS, INC., :  
Defendant. :

- - - - -  
April 20, 2012

11:15 a.m.

VIDEOTAPED DEPOSITION of GLENN RAMBARAN, on behalf  
of STERLING INFOSYSTEMS, INC., the Defendant herein,  
taken pursuant to Notice, and held at the offices of  
DALCO Reporting, Inc., 280 Madison Avenue, New York,  
New York, before Gabriel Alicea, a Court Reporter  
and Notary Public of the State of New York.

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Page 2

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BY: GERALD A. STEIN, ESQ.

ALSO PRESENT:

Andrew Wander (Videographer)

1 reported about Mr. Smith from Kern County and  
2 Maricopa County, that there was additional  
3 information at the courthouses that was not  
4 contained within the -- the record that Sterling  
5 obtained?

6 A. There may have been.

7 Q. And if I were to tell you that -- that the  
8 individual that handled the dispute, in this case,  
9 Mr. O'Conner, yesterday testified that one of the  
10 ways that he determined that these records did not  
11 belong to Mr. Smith, in this case, was by going to  
12 the courthouse and looking at the -- the court  
13 records, is that -- would that be a surprise to you?

14 A. No.

15 Q. Would I be correct in stating that, to the  
16 extent that the court contained additional  
17 information that wasn't embodied within the report,  
18 that that information was -- would have been useful  
19 to determine whether or not these records belonged  
20 to my client, Mr. Smith, or not?

21 A. From the actual courthouse?

22 Q. Yes.

23 A. Yes.

24 Q. Would you agree with me that when your

Page 44

1 client obtains records from the county level, that  
2 the information that it obtains regarding a public  
3 record is not the complete file for that public  
4 record?

5 A. The complete official docket, I would  
6 agree.

7 Q. And that the -- that whenever your client  
8 reports information about a consumer on a background  
9 check in connection with a public record, that the  
10 information it gathers and then reports to its  
11 clients is never the complete and full public record  
12 for that record?

13 A. Based on our client requirements and what  
14 we are selling, I would agree.

15 Q. Okay. For example, in this case -- and I  
16 know you weren't here yesterday, but Mr. O'Conner  
17 testified that one of the ways he determined that  
18 one of the records did not belong to Mr. Smith was  
19 when he went and accessed the public -- the public  
20 records through the court online method, he saw the  
21 middle name of "Len," which did not belong to this  
22 client. That name was -- was not part of the  
23 original record here. Okay? But that name was  
24 available at all times; correct?

C E R T I F I C A T I O N

I, GABRIEL ALICEA, Court Reporter and  
Notary Public within and for the County of Bronx,  
State of New York, do hereby certify:

AND, I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

GABRIEL ALICEA  
Court Reporter